

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 1:30 P.M. Present: Honorable James F. Thaxter, Acting Presiding Justice; Honorable Thomas A. Harris, Associate Justice; Honorable Herbert I. Levy, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Anthony Lauria, Senior Deputy Clerk.

F032179 Burt v. County of Stanislaus

Cause called and argued by Nicholas W. Hornberger, Esq., counsel for appellant. E. Daniel Farrar, Esq., counsel for respondent waived oral argument.

Cause ordered submitted.

At this point Levy, J. leaves the bench and is replaced by Buckley, J.

F031900 People v. Lara

Cause called. Court notifies counsel of tentative decision. Elaine Forrester, Esq., counsel for appellant submits the matter without argument. Laura Simpton, Esq., Deputy Attorney General, counsel for respondent waived oral argument.

Cause ordered submitted.

At this point Thaxter, Acting P.J. directs Harris, J. to act as Presiding Justice in his absence, leaves the bench and is replaced by Levy, J.

F018487 Melton et al. v. Industrial Indemnity Company

Cause called and argued by James P. Wagoner, Esq., counsel for appellant and by Richard A. Belardinelli, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Wednesday, November 15, 2000 at 10:00 A.M.

F033821 People v. Padilla

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The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F034441 People v. Cox

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F035405 In re Regina F., a Minor; Tulare County Department of Public Social
Services v. Beverly F.**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F032834 People v. Rice

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F033976 People v. Silveira

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F032431 Caloak Development Properties, L.P. v. City of Bakersfield
F033843 Caloak Development Properties, L.P. v. City of Bakersfield, et al.
F036210 Caloak Development Properties, L.P. v. Klimco**

Appellant's motion to consolidate the above-entitled cases is granted. Case No. F036210 is consolidated with previously consolidated case Nos. F032431 and F033843.

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F033802 People v. Cervantes

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F032193 People v. Dickerson

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F032861 People v. Thomas

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F031706 People v. Lusk

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F034406 In re Angel Soto R., a Minor

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F029967 People v. Herring

Appellant's petition for rehearing filed herein is denied.

F033480 People v. Cooper

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F035648 **In re Courtney B. et al., Minors**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.